

	U.S. ENVIRONMENTAL PROTECTION AGENCY Assistance Amendment	GRANT NUMBER (FAIN): 99291098		DATE OF AWARD 09/16/2005
		MODIFICATION NUMBER: 6		MAILING DATE 09/23/2005
		PROGRAM CODE: V		ACH#
		TYPE OF ACTION Augmentation: Increase		PAYMENT METHOD: Advance
RECIPIENT TYPE: State		Send Payment Request to: Region 2 Financial Mgt. Branch		
RECIPIENT: New Jersey Dept of Environmental Protection 440 East State St., P.O. Box 420 Trenton, NJ 08625-0420 EIN: 21-6000928		PAYEE: New Jersey Dept of Environmental Protection 440 East State St., P.O. Box 420 Trenton, NJ 08625-0420		
PROJECT MANAGER Edward Putnam 440 East State St., P.O. Box 420 Trenton, NJ 08625-0420 E-Mail: Phone: 609-984-2990		EPA PROJECT OFFICER Carole Petersen 290 Broadway, ERRD/NJRT New York, NY 10007-1866 E-Mail: Petersen.Carole@epamail.epa.gov Phone: 212-637-4420		EPA GRANT SPECIALIST Carol Hemington Grants and Contracts Mgt Branch, OPM/GCMB E-Mail: Hemington.Carol@epamail.epa.gov Phone: 212-637-3420
PROJECT TITLE AND EXPLANATION OF CHANGES NJDEP Remedial Planning Support Agency Assistance In accordance with the application dated June 27, 2005, as revised August 9, 2005, the Cooperative Agreement is revised as follows: the agreement is increased by \$358,580; and, the project period and the budget period expiration dates are extended to September 30, 2007. In addition, the Terms and Conditions are revised.				
BUDGET PERIOD 10/01/1998 - 09/30/2007	PROJECT PERIOD 10/01/1998 - 09/30/2007	TOTAL BUDGET PERIOD COST \$2,366,900.00	TOTAL PROJECT PERIOD COST \$2,366,900.00	
NOTICE OF AWARD				
Based on your Application dated 06/27/2005 including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA) hereby awards \$358,580. EPA agrees to cost-share <u>100.00%</u> of all approved budget period costs incurred, up to and not exceeding total federal funding of \$2,366,900. Recipient's signature is not required on this agreement. The recipient demonstrates its commitment to carry out this award by either: 1) drawing down funds within 21 days after the EPA award or amendment mailing date; or 2) not filing a notice of disagreement with the award terms and conditions within 21 days after the EPA award or amendment mailing date. If the recipient disagrees with the terms and conditions specified in this award, the authorized representative of the recipient must furnish a notice of disagreement to the EPA Award Official within 21 days after the EPA award or amendment mailing date. In case of disagreement, and until the disagreement is resolved, the recipient should not draw down on the funds provided by this award/amendment, and any costs incurred by the recipient are at its own risk. This agreement is subject to applicable EPA regulatory and statutory provisions, all terms and conditions of this agreement and any attachments.				
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)		AWARD APPROVAL OFFICE		
ORGANIZATION / ADDRESS Grants and Audit Management Branch 290 Broadway, 27th Floor New York, NY 10007-1866		ORGANIZATION / ADDRESS U.S. EPA, Region 2 Emergency and Remedial Response Division 290 Broadway New York, NY 10007-1866		
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY				
Digital signature applied by EPA Award Official Donna J. Vizian - Assistant Regional Administrator for Policy and Management				DATE 09/16/2005

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FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 2,008,320	\$ 358,580	\$ 2,366,900
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$ 0	\$	\$ 0
Recipient Contribution	\$ 0	\$	\$ 0
State Contribution	\$ 0	\$	\$ 0
Local Contribution	\$ 0	\$	\$ 0
Other Contribution	\$ 0	\$	\$ 0
Allowable Project Cost	\$ 2,008,320	\$ 358,580	\$ 2,366,900

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.802 - Superfund State Political Subdivision and Indian Tribe Site Specific Cooperative Agreements	CERCLA: Sec. 104(d)(1)	40 CFR PTS 31 & 35 SUBPT O

[illegible]

Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$1,434,580
2. Fringe Benefits	\$396,618
3. Travel	\$40,000
4. Equipment	\$0
5. Supplies	\$0
6. Contractual	\$0
7. Construction	\$0
8. Other	\$0
9. Total Direct Charges	\$1,871,198
10. Indirect Costs: % Base	\$495,702
11. Total (Share: Recipient <u>0.00</u> % Federal <u>100.00</u> %.)	\$2,366,900
12. Total Approved Assistance Amount	\$2,366,900
13. Program Income	\$0
14. Total EPA Amount Awarded This Action	\$
15. Total EPA Amount Awarded To Date	\$

Administrative Conditions

a. GENERAL CONDITION

The recipient covenants and agrees that it will expeditiously initiate and timely complete the project work for which assistance has been awarded under this agreement, in accordance with all applicable provisions of 40 CFR Chapter 1, Subchapter B. The recipient warrants, represents, and agrees that it, and all its contractors, employees and representatives, will comply with all applicable provisions of 40 CFR Chapter 1, Subchapter B, INCLUDING BUT NOT LIMITED TO the provisions of 40 CFR Part 35 Subpart O.

b. TERMS AND CONDITIONS

All Terms and Conditions included or referenced in Amendment No. V99291098-5 remain in effect and are incorporated by reference herein, with the following exceptions:

Condition No. 15, "REQUIREMENTS FOR ACCOUNTING FOR COSTS AND REQUESTING PAYMENT," is hereby deleted and is replaced with the following updated version:

15. REQUIREMENTS FOR ACCOUNTING FOR COSTS AND REQUESTING PAYMENT

Funds under this Cooperative Agreement have been awarded in a lump sum, using a non-site-specific account identifier (e.g., Site/Project identifies "02WQMA00"). However, drawdowns may not be made using this identifier; for drawdown purposes, the following site-, activity-, and/or operable unit-specific identifiers must be used, corresponding to the sites, activities and/or operable units for which costs were incurred:

SITE/OU	ACTIVITY	APPROVED BUDG. AMT (100% FEDERAL)	SITE/PROJ. I.D.
*Bridgeport Rental	RI/FS	\$19,510	0207MA01 C001
Brook Industrial Park	RD	\$48,250	0295MA00
Chemical Insecticide (OU4)	RI/FS	\$69,721	0294MA00
*Chemical Insecticide (OU2)	RD	\$3,000	0294MA01 C001
Chemical Leaman OU2 (Soil)	RI/FS	\$11,000	02B4MA00
Chemical Leamon OU3	RD	\$17,204	02B4MA00
Chemsol	RI/FS - RD	\$21,000	02C3MA00
Ciba Geigy	RI/FS	\$35,000	0287MA00
Ciba Geigy	RD	\$9,841	0287MA00
Cinnaminson (OU2)	RI/FS	\$7,000	02F7MA00
Cinnaminson	RD	\$6,000	02F7MA00
Cornell Dublier	RI/FS	\$62,000	02GZMA00
Cornell Dublier (residences)	RD	\$8,000	02GZMA00
Cornell Dublier (facility)	RD	\$3,000	02GZMA00 C001
Cosden Chemical (OU2) Soil	RD	\$34,155	02P8MA00
Cosden Chemical (OU3) GW	RD	\$17,500	02P8MA00
Crown Vantage	RD	\$3,000	02UFMA01 C001
D'Imperio	RI/FS	\$5,000	0221MA00
D'Imperio	RD	\$7,000	0221MA00
Diamond Alkali / Passaic River	RI/FS	\$97,550	0296MA00
Diamond Alkali / Newark Bay	RI/FS	\$10,000	0296MA02 C002
*Diamond Head Oil	RI/FS	\$9,000	02KKMA00 C001
*Dismal Swamp (aka Woodbrook Rd)	RI/FS	\$13,000	02NXMA00 C001
Dover Municipal Well Source (OU2)	RI/FS	\$40,666	02W1MA00
Dover Municipal Well GW (OU1)	RD	\$12,120	02W1MA00
Emmell's Septic LF	RI/FS	\$43,037	02JWMA00
Emmell's Septic LF	RD	\$1,000	02JWMA00 C001

Fairlawn / Sandvik	RI/FS	\$52,700	0258MA00
Federal Creosote	RI/FS & RD	\$224,146	02JJMA00
Fried Industries (GW)	RD	\$26,200	02D1MA00
Fried Industries (Soil)	RD	\$13,910	02D1MA00
Higgins Disposal (GW)	RD	\$6,000	023CMA00
Horseshoe Road	RI/FS	\$85,727	02BTMA00
Horseshoe Road Soils and GW	RD	\$3,000	02BTMA00 C001
Iceland Coin Laundry	RI/FS	\$26,552	02MPMA00
Industrial Latex	RI/FS	\$16,200	02M3MA00
Kauffman & Minter	RI/FS	\$10,654	021RMA00
Kauffman & Minter	RD	\$53,364	021RMA00
LCP Chemicals	RI/FS	\$60,000	02HUMA00
Lightman Drum	RI/FS	\$46,008	02MSMA00
Martin Aaron	RI/FS	\$33,742	02MNMA00
Maywood Chemical	RI/FS & RD	\$52,500	0219MA00
Metaltec	RD	\$19,200	0241MA00
Monitor Devices	RI/FS	\$20,000	02N4MA00
Montclair / Glen Ridge	RI/FS	\$15,200	02A9MA00
*Montclair / Glen Ridge	RD	\$3,678	02A9MA00
Montgomery Township	RD	\$47,054	0290MA00
Myers	RD	\$19,550	02C9MA00
NL Industries	RD	\$13,500	0261MA00
Pepe Field	RD	\$4,470	0289MA00
Pohatcong Valley	RI/FS	\$89,047	023JMA00
Puchak	RI/FS	\$89,942	02JLMA00
*Quanta Resources (OU1, OU2)	RI/FS	\$13,000	0243MA00 C001
Radiation Technology (RTI)	RI/FS	\$8,339	02X5MA00
Radiation Technology (RTI)	RD	\$3,000	02X5MA00
Reich Farms	RI/FS	\$3,000	0249MA01 C002
Ringwood Mines	RI/FS	\$21,000	0262MA01 C001
Rockaway Boro (GW)	RD	\$18,200	0281MA00
Rockaway Boro (Soil)	RI/FS	\$24,200	0281MA00
*Rockaway Boro (soil -Lusardi)	RI/FS	\$3,000	0281MA02 C001
Rockaway Boro (GW-Lusardi)	RD	\$3,000	0281MA02 C001
Rocky Hill Wellfield	RD	\$51,609	0264MA00
Roebing Steel	RI/FS	\$146,968	0291MA00
Roebing Steel OU3 (Stag Area)	RD	\$3,000	0291MA00 C003
Roebing Steel OU5 (GW)	RD	\$3,000	0291MA00 C002
*Rolling Knolls LF	RI/FS	\$4,000	02QLMA00 C001
Route 561 Dump	RI/FS	\$40,000	02FSMA00
SCP Carlstadt	RI/FS & RD	\$47,000	0265MA00
*Swope Oil (OU3)	RI/FS	\$4,000	0232MA01 C001
Swope Oil (OU3)	RD	\$1,000	0232MA00 C002
U.S. Radium	RD	\$11,200	0267MA00
*U.S. Radium (OU3)	RI/FS	\$6,000	0267MA01 C001
U.S. Avenue Burn Site	RI	\$43,000	02GEMA00
Vineland Chemical	RD	\$54,700	02B8MA00
Waldick	RD	\$14,700	02F4MA00
Welsbach G.M.	RI/FS	\$120,177	028UMA00
*Welsbach GM Soil	RD	\$13,000	028UMA00 C001
White Chemical	RI/FS	\$37,989	026JMA00
White Swan Laundry and Cleaners	RI/FS	\$3,000	02RXMA01 C001
Zschiegner Refining	RI/FS	\$12,920	028EMA00
Zschiegner Refining	RD	\$7,000	028EMA00 C001

NOTE: See the first Condition No. 28, "LIMITATION ON INCURRING COSTS OR DRAWING DOWN FUNDS - NEW SITES/ACTIVITIES/OPERABLE UNITS" in Amendment No. V99291098-5, for limitations on incurring costs or drawing down funds for the sites/activities/operable units marked with an asterisk ().

The second Condition No. 28, "CLARIFICATION OF APPLICATION," is hereby renumbered as

No. 29.

The following conditions are added:

30. METHOD OF PAYMENT

The method of payment for this Cooperative Agreement is "Advance." However, advances must meet the requirements of 40 CFR §35.6280, "Payments."

31. EPA's INVOLVEMENT IN COOPERATIVE AGREEMENT NO. V99291098

EPA will be substantially involved with the recipient during the performance of the project. Substantial involvement includes joint site-related meetings, operational involvement, participation, and collaboration between EPA and the recipient on the project's overall direction.

32. LIMITATION ON CHARGING COSTS - OVERDUE FINANCIAL STATUS REPORTS

The recipient may incur costs on eligible activities, but is precluded from charging costs to this Cooperative Agreement or drawing down funds for any periods covered by overdue annual Financial Status Reports (SF-269A). The overdue annual Financial Status Reports referenced in Conditions No. 20, No. 21, and No. 22 (e.g., covering the periods 10/1/1998 - 9/30/1999 and 10/1/1999 through 9/30/2000) are currently overdue as are the Financial Status Reports referenced in Condition No. 27 covering the periods 10/1/2000 through 9/30/2001 and 10/1/2001 through 9/30/2002. In addition, the Financial Status Reports covering the periods 10/1/2002 through 9/30/2003, and 10/1/2003 through 9/30/2004 are also overdue. Please note that, in order to be considered as complete, all Financial Status Reports beginning with the period 10/1/2003 through 9/30/2004 must include the budget information required by Paragraph (e) of Condition No. 13 in Amendment No. V99291098-5.

Note: The first Condition No. 28, "LIMITATION ON INCURRING COSTS OR DRAWING DOWN FUNDS - NEW SITES/ACTIVITIES/OPERABLE UNITS" in Amendment No. V99291098-5, limiting costs that may be incurred under this agreement for the sites identified with asterisks (*) in Condition No. 15, has not been satisfied and remains in effect.